

## Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 049801  
ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 AF-08 /024 R

DRAFTED BY L/M:KEMALMBORG:AD  
APPROVED BY L/M:KEMALMBORG  
EUR/CE - MS. KLINGAMAN (DRAFT)  
L/AF - MR. MATHESON (DRAFT)  
AF/C - MR. ARENALES (DRAFT)  
-----071725Z 058337 /45  
R 071624Z MAR 77  
FM SECSTATE WASHDC  
TO AMEMBASSY BERN

LIMITED OFFICIAL USE STATE 049801

FOR AMBASSADOR DAVIS

E.O. 11652: N/A

TAGS: SZ, GW, PINS

SUBJECT: REQUEST THAT AMBASSADOR DAVIS BE CALLED IN HAMBURG  
TRIAL

REF: BERN 0531

1. DEPARTMENT BELIEVES GERMAN COURT SHOULD BE SATISFIED  
WITH AFFIDAVIT LIMITED TO POINTS ALREADY COMMUNICATED  
INFORMALLY AS NOTED REFTEL.
2. AMBASSADOR SHOULD ADVISE GERMAN AMBASSADOR THAT HE HAS  
BEEN AUTHORIZED TO EXECUTE AFFIDAVIT ON TWO POINTS EXPRESSED  
INFORMALLY ALREADY. IN VIEW OF PATENT ABSURDITY OF ALLEGA-  
TIONS IN VIEW OF THOSE TWO DENIALS, AND TO AVOID IMPOSITION  
ON AMBASSADOR'S OFFICIAL RESPONSIBILITIES, DEPARTMENT DOES  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 049801

NOT AUTHORIZE WAIVER OF AMBASSADOR'S IMMUNITY FROM JURISDIC-  
TION FOR PURPOSE OF DEPOSITION UNDER LETTER ROGATORY TO  
SWISS COURTS. GERMAN COURT, OF COURSE, HAS NO JURISDICTION  
IN SWITZERLAND.

3. IN VIEW OF ABOVE INSTRUCTIONS, GERMAN AMBASSADOR MAY  
WISH TO ADVISE GERMAN COURT THAT IT WILL BE FRUITLESS TO

PURSUE FORMAL PROCESS AND ASCERTAIN WHETHER OFFER OF LIMITED  
AFFIDAVIT WILL SERVE COURT'S PURPOSES.  
VANCE

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MILITARY ASSISTANCE, DIPLOMATIC PRIVILEGES, TRIALS, COURT PROCEEDINGS, LIBERATION FRONTS, AMBASSADORS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 07-Mar-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE049801  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** KEMALMBORG:AD  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770078-0025  
**Format:** TEL  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770385/aaaacxjv.tel  
**Line Count:** 65  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 764981bc-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 BERN 531  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 10-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 3185722  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** REQUEST THAT AMBASSADOR DAVIS BE CALLED IN HAMBURG TRIAL  
**TAGS:** PINS, SZ, GE, AO, US, (DAVIS, NATHANIEL)  
**To:** BERN  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/764981bc-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009